

REFERENCE TITLE: hunters crossing private property

State of Arizona  
Senate  
Forty-seventh Legislature  
Second Regular Session  
2006

# **SB 1488**

Introduced by  
Senator Miranda

AN ACT

AMENDING SECTION 17-316, ARIZONA REVISED STATUTES; RELATING TO HUNTING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 17-316, Arizona Revised Statutes, is amended to  
3 read:

4 17-316. Interference with rights of hunters: violation:  
5 classification

6 A. The commission ~~may~~, by rule, MAY establish designated hunting areas  
7 on public lands if it finds that a significant interference or disruption of  
8 a hunt is likely to occur on those lands.

9 B. It is a class 2 misdemeanor for a person while in a designated  
10 hunting area to intentionally interfere with the lawful taking of wildlife by  
11 another or to intentionally harass, drive or disturb any game animal for the  
12 purpose of disrupting a lawful hunt.

13 C. It is a class 3 misdemeanor for a person to enter or remain in a  
14 designated hunting area on any state lands including state trust lands with  
15 the intent to interfere with the lawful taking of wildlife.

16 D. A LANDOWNER SHALL NOT ASSESS OR COLLECT A FEE FOR PERMISSION TO  
17 CROSS THE PERSON'S PROPERTY TO GAIN ACCESS TO PUBLIC LAND OR A DESIGNATED  
18 HUNTING AREA FOR THE PURPOSE OF LAWFUL HUNTING.

19 ~~D.~~ E. The commission or any person properly licensed to take wildlife  
20 who is directly affected by a ~~violaton~~ VIOLATION of this section may bring an  
21 action to restrain conduct declared unlawful in this section and to recover  
22 damages.

23 ~~E.~~ F. A peace officer who reasonably believes that a person has  
24 violated this section may order the person to desist or to leave the area or  
25 arrest such person upon refusal to desist or leave.

26 ~~F.~~ G. The conduct declared unlawful in this section does not include  
27 any incidental interference arising from lawful activity by public land  
28 users, including ranchers, miners or recreationists.